J. Stephen Peek, Esq.
Nevada Bar No. 1758
Patrick J. Reilly, Esq.
Nevada Bar No. 6103
Hale Lane Peek Dennison
and Howard
3930 Howard Hughes Parkway
Fourth Floor
Las Vegas, Nevada 89169
Telephone (702) 222-2500
Facsimile (702) 365-6940

Attorneys for Defendant
kSolo, Inc.

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

1st MEDIA, LLC,

Plaintiff,

vs.

NAPSTER, INC.; REALNETWORKS, INC.; KSOLO, INC.; and SLEP-TONE ENTERTAIMENT CORPORATION d/b/a SOUND CHOICE ACCOMPNAIMENT TRACKS,

Defendants.

____/

Case No.: 2:07-cv-00056-LDG-GWF

STIPULATION AND ORDER EXTENDING DEADLINE TO RESPOND TO COMPLAINT

(Third Request)

Hale Lane Peek Dennison and Howard
3930 Howard Hughes Parkway, Fourth Floor
Las Vegas, Nevada 89169

STIPULATION

Plaintiff 1st Media, LLC and Defendant kSolo, Inc. ("kSolo") hereby stipulate and agree as follows:

1. Plaintiff commenced this action on January 16, 2007;

2. Plaintiff served the Summons and Complaint upon kSolo on January 22, 2007;

3. In accordance with Fed. R. Civ. P. 12, and as a result of two previous stipulations, the current deadline for kSolo to answer or otherwise plead in response to the Complaint is March 28, 2007;

4. kSolo shall have up to and including April 9, 2007, in which to answer or otherwise plead in response to the Complaint on file herein;

Dockets.Justia.com

5. This is the third request for extension of time by kSolo;

6. The undersigned parties are in the process of finalizing a possible settlement of claims; however, the settlement will not be finalized by the current March 28 deadline. The parties believe that an agreement will be realized before the April 9 deadline expires.

7. By entering into this Stipulation, kSolo does not waive any defenses, and specifically reserves the right to assert defenses as set forth in Fed. R. Civ. P. 12(b)(1)-(7).

DATED this 28th day of March, 2007.

/s/
J. Kristopher Rath, Esq.
Hutchinson & Steffen, LLC
Peccole Professional Park
10080 West Alta Drive, suite 200
Las Vegas, Nevada 89145

Jonathan T. Suder, Esq.
Edward R. Nelson, III, Esq.
Friedman, Suder & Cooke
Tindall Square Warehouse No. 1
604 East 4th Street, suite 200
Fort Worth, Texas 76102

Attorneys for Plaintiff
1st Media LLC

/s/
J. Stephen Peek , Esq.
Patrick J. Reilly, Esq.
Hale Lane Peek Dennison and Howard
3930 Howard Hughes Parkway
Fourth Floor
Las Vegas, Nevada 89169

Attorneys for Defendant
kSolo, Inc.

ORDER

IT IS SO ORDERED.

George Foley, Jr.
United States Magistrate Judge

DATED: March 29, 2007

Hale Lane Peek Dennison and Howard
3930 Howard Hughes Parkway, Fourth Floor
Las Vegas, Nevada 89169